Reg. No. B.G. 202.

The Mysore Gazette

PUBLISHED BY AUTHORITY

(EXTRAORDINARY)

PART IV—2-C (i)

BANGALORE, THURSDAY, OCTOBER 26, 1967
(KARTHIKA 4, SAKA ERA 1889)

No. 243

HOME SECRETARIAT.

NOTIFICATION.

Bangalore, dated 17th October 1967.

G.S.R. 480.—The following draft of the Mysore Excise (Powers and Duties of Excise Officers) Rules, 1967, which the Government of Mysore proposes to make in exercise of powers conferred by section 71 of the Mysore Excise Act, 1965 (Mysore Act No. 21 of 1966), and in supersession of all rules, orders and notifications on the subject made or issued under any enactment repealed by section 72 of the said Act, is hereby published for the information of persons likely to be affected thereby and notice is hereby given that the said draft will be taken into consideration on or after 10th November 1967.

Any objection or suggestion which may be received from any person with respect to the said draft by the State Government before the aforesaid date, will be considered by the Government of Mysore. Objections or suggestions may be addressed to the Secretary to Government, Home Department, Vidhana Soudha, Bangalore-1.

1. Title, extent and commencement.—(1) These rules may be called the Mysore Excise (Powers and Duties of Excise Officers) Rules, 1967.

(2) They shall extend to the areas of the State of Mysore where the Mysore Excise Act, 1965 is in force.

(3) They shall come into force at once.

2. Powers of Excise Commissioner.—The Excise Commissioner shall exercise all the powers conferred on him by or under the Mysore Excise Act, 1965 :

Provided that he shall exercise the following powers subject to the conditions specified herein, namely:—

(*a*) **Power of Remission:**—To write off irrecoverable arrears of Excise revenue subject to a limit of rupees five hundred.

(*b*) **Power of refund.**—To sanction without any limit refund of (i) Excise Recovery, (ii) amounts wrongly recovered, (iii) amounts recovered but ordered by the Government to be remitted.

(*c*) **Power of Purchase.**—To purchase within the budget allotments, paints for marking trees and liquor testing instruments.

(*d*) **Power of writes off.**—To write off the value of Ganja in stock in the Government Ganja Stores up to a limit of rupees one hundred in each case :

(i) when found useless, and fit to be destroyed,

(ii) when found short on account of driage and other natural causes beyond control.

(*e*) **Power of Incurring of Expenditure.**—To incur an expenditure, at his discretion, not exceeding rupees fifty in each case for employment of informers or for any other person for prevention of any offence against the Laws relating to Excise Revenue.

(*f*) **Power of compounding of offences.**—To compound an offence under section 45 for an amount between rupees two hundred to rupees one thousand.

3. Powers of the Deputy Commissioner.—The Deputy Commissioner shall exercise all powers, conferred on him by or under the Mysore Excise Act, 1965:

Provided that he shall exercise the following powers subject to the conditions specified below, namely:—

(*a*) **Power of refund.**—To sanction refund of Excise revenue up to a limit of rupees one thousand in each case provided the claim is not of more than a year's duration.

(*b*) **Power of incurring expenditure.**—To incur an expenditure at his discretion not exceeding rupees twenty-five in cash, in each case for the employment of informers or for any other purpose connected with the prevention or detection of any offences against the Laws relating to Excise Revenue.

(*c*) **Power of Compounding of offences.**—To compound an offence under section 45 for an amount between rupees fifty and rupees two hundred.

4. Repeal and savings.—All rules corresponding to these rules framed under the enactments repealed under section 72 of the Mysore Excise Act, 1965, are hereby repealed:

Provided that anything done or any action taken under the repealed rules shall be deemed to have been done or taken under the corresponding provisions of these rules and shall be continued and disposed of accordingly.

[No. HD 54 EFL 67.]

By Order and in the name of the Governor of Mysore,

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N. LAKSHMAN RAU,
Secretary to Government, Home Department.

Printed by the Director of Printing, Sty. & Publications at the Govt. Press, B'lore.